

REMARKS/ARGUMENTS

Reconsideration of the captioned application in view of the foregoing amendments and following remarks is requested.

A Notice of Appeal is being filed concurrently herewith.

The claims were claims 1-8, 10 and 11. By this Amendment, claims 3 and 5, directed to non-elected subject matter, have been canceled without prejudice.

Accordingly, the claims pending and under consideration are claims 1, 2, 4, 6-8, 10 and 11.

Claims 1-3, 6-8 and 10-11 are objected to for containing non-elected subject matter. Claims 4-5 are also objected to as being drawn to non-elected subject matter.

Applicants have canceled claims 3 and 5¹ and have amended claims 1 and 2 consistent with the election of the species of claim 6 and Group VI. Group VI was presented in the Office Action mailed April 4, 2003 as follows:

Alk 1 is as claimed.

Alk2 is as claimed.

-Z1-Z2- is a bivalent radical selected from (a-4), (a-7) or (a-9);

R1-R3 are as claimed;

R4 is as claimed or a direct bond when the bivalent radical

-Z1-Z2- is of formula (a-7);

R6 is as claimed.

R5 is selected from (c-1), (c-2) or (c-3);

X is O, S, NR9 or CHN02;

Y is O or S;

R8-R10 are as claimed and

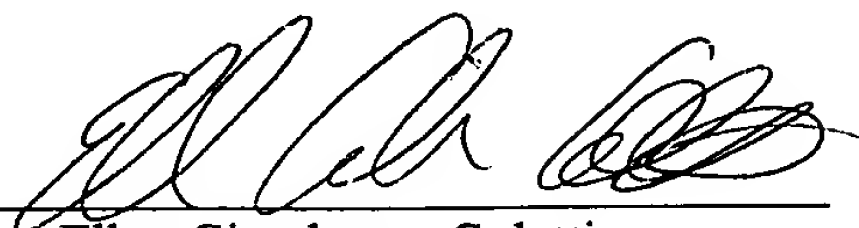
Q is a bivalent radical selected from (d-1), (d-4), (d-5) or (d-6),

¹Upon Applicant's review it would appear that claims 3 and 5 are drawn to non-elected subject matter. Clarification is respectfully requested.

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Accordingly, applicants request that the objection of the pending claims be withdrawn and a notice of allowance be issued.

Respectfully submitted,

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